
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Yohn Tower)	File No. EB-11-PA-0154
Registrant of Antenna Structure)	
ASR Number 1238378)	
Pottstown, Pennsylvania)	NOV No. V201132400032
)	
)	

NOTICE OF VIOLATION

Released: August 23, 2011

By the District Director, Philadelphia Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to section 1.89 of the Commission’s Rules¹ to Yohn Tower, the owner of antenna structure number 1238378 in Pottstown, Pennsylvania.
2. On July 28, 2011, agents of the Commission’s Philadelphia Office inspected antenna structure number 1238378 located in Pottstown, Pennsylvania and observed the following violation:

47 C.F.R. § 17.4(g): “The Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure. Materials used to display the Antenna Structure Registration number must be weather-resistant and of sufficient size to be easily seen at the base of the antenna structure.” At the time of inspection, the agents observed that the incorrect Antenna Structure Registration (“ASR”) number (1059937) was posted on the fence enclosing the tower structure.
3. Pursuant to section 403 of the Communications Act of 1934, as amended,² and section 1.89 of the Commission's Rules, Yohn Tower must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective actions. The response must be complete in itself and signed by a principal or officer of the tower owner. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 403.

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Federal Communications Commission
Philadelphia Office
One Oxford Valley Building, Suite 404
2300 East Lincoln Highway
Langhorne, Pennsylvania 19047

4. This Notice shall be sent to Yohn Tower at its address of record.
5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Gene J Stanbro
District Director
Philadelphia Office
Enforcement Bureau
Northeast Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*